

REMARKS

Claims 1, 2 and 5-9 are now pending in this application.. Claims 1-7 are rejected. Claims 3 and 4 are cancelled herein. New claims 8 and 9 are added. Claims 1, 2 and 5-7 are amended herein to express the invention in alternative wording and to address matters of form unrelated to substantive patentability issues.

Applicant herein traverses and respectfully requests reconsideration of the rejection of the claims cited in the above-referenced Office Action.

Claims 1-4 are rejected under 35 U.S.C. § 102(b) as being anticipated by Ramsey et al. (US 5,842,188). Claims 3 and 4 are cancelled, rendering their rejections moot. Applicant herein respectfully traverses these rejections as pertaining to remaining claims 1 and 2. “Anticipation requires the presence in a single prior art reference disclosure of each and every element of the claimed invention, *arranged as in the claim.*” ***Lindemann Maschinenfabrik GmbH v. American Hoist & Derrick Co.***, 221 USPQ 481, 485 (Fed. Cir. 1984) (emphasis added). It is respectfully submitted that the cited reference is deficient with regard to the following.

Claim 1 is amended, and recites in pertinent part the following:

the oil supply setup apparatus, the oil supply mechanism, and the change payer are respectively

connected to a POS terminal that is arranged away from the main body case through signal lines;

the POS terminal is configured to receive the oil supply setup content that is set by the oil supply setup apparatus and to receive the money amount information about the money received by the change payer;

the POS terminal is further configured to transmit a signal for allowing oil supply to the oil supply mechanism on the basis of the oil supply setup content and to receive an oil supply finishing signal from the oil supply mechanism;

the POS terminal is further configured to transmit a signal for instructing a change disbursement process to the change payer if change is needed;

the change payer is connected to the oil supply mechanism through a signal line for receiving a signal relating to an oil supplying state;

a signal for a temporal stop of the oil supply is received from the oil supply mechanism via the signal

line upon temporal stopping of the oil supplying state, said signal for the temporal stop of the oil supply being continued until said oil supply nozzle is returned to said nozzle hanger by operation of said nozzle switch; and

the POS terminal being configured to output an instruction signal following indication of a state of the nozzle switch indicative of a replacement of said oil supply nozzle to the nozzle hanger, said instruction signal instructing the change disbursement process from the POS terminal, the change payer being operable for carrying out the disbursement process in response to the instruction signal, and to make a shift to an idling state after said change disbursement process or after lapse of a certain time where no change is needed.

As such, the claim recites that the apparatus is structurally configured such that on condition that the change payer receives an instruction signal for instructing the change disbursement process from the POS terminal after a signal for a temporal stop of the oil supply is terminated upon receipt of indication that the fuel oil nozzle

is replaced to the nozzle hanger from the oil supply mechanism via the signal line, the change payer is operable for carrying out the disbursement process, and to make a shift to an idling state after completion of the disbursement process or after a lapse of a certain time where no change is needed. It is respectfully submitted that the cited Ramsey reference fails to teach or suggest such claimed details. Rather, the disclosure mentioned by the Examiner at col. 6, lines 62-65 is limited to, at best, a vague disclosure limited to dispensing of change “[u]pon completion of fueling . . subsequent to receiving a signal from te controller 39 that fueling at the dispenser has stopped.” No distinction whatsoever is made between the temporal stopping of fueling and the return of the nozzle to the nozzle holder which initiates a wait period during which the disbursement process is carried out by the suitably configured apparatus as claimed.

In view of the above, it is respectfully submitted that claims 1 and 2 particularly describe and distinctly claim elements not disclosed in the cited reference. Therefore, reconsideration of the rejections of claims 1 and 2 and their allowance are respectfully requested.

Claims 5-7 are rejected as obvious over Ramsey et al. in view of Cull et al. (US 7,339,332) under 35 U.S.C. §103(a). The applicant herein respectfully traverses this rejection. For a rejection under 35 U.S.C. §103(a) to be sustained, the differences between the features of the combined references and the present invention must be obvious to one skilled in the art.

It is respectfully submitted that the proffered combination of references cannot render the rejected claims obvious because the secondary Cull et al. reference does not provide the teaching noted above with respect to the anticipation rejection that is absent from the primary Ramsey et al. reference. Thus, the combination of prior art references fails to teach or suggest all the claim limitations. Therefore, reconsideration of the rejections of claims 5-7 and their allowance are respectfully requested.

Independent claims 8 and 9 are added and are submitted as patentable over the cited art of record. Independent claim 8 recites subject matter directed to provision of a body sensor operable for detecting a human body approaching to the oil supply setup apparatus for alerting the oil supply apparatus as to a presence of a one or more of the clients, and claim 9 recites subject matter directed to the provision of an information service display operable for displaying road information, weather information, news, sports or any other subject of interest selected by the clients, and which is displayed during supply of oil which, among other features recited therein, is not believed disclosed in the cited art in the manner as claimed.

Applicant respectfully requests a one (1) month extension of time for responding to the Office Action. Please charge the fee of \$130 for the extension of time to Deposit Account No. 10-1250.

The USPTO is hereby authorized to charge any fee(s) or fee(s) deficiency or credit any excess payment to Deposit Account No. 10-1250.

In light of the foregoing, the application is now believed to be in proper form
for allowance of all claims and notice to that effect is earnestly solicited.

Respectfully submitted,
JORDAN AND HAMBURG LLP

By C. Bruce Hamburg by:
C. Bruce Hamburg
Reg. No. 22,389
Attorney for Applicant
and,

By Lawrence I. Wechsler
Lawrence I. Wechsler
Reg. No. 36,049
Attorney for Applicant

Jordan and Hamburg LLP
122 East 42nd Street
New York, New York 10168
(212) 986-2340